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JUN 09 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of VARRIALE

Application No. 10/533,042

Examiner:

Filed: April 28, 2005

Group Art Unit: 3751

For: TIGHT CONTROL DEVICE

TRANSMITTAL LETTER

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313-1450 on 6-9-06.

  
Reg. No. 40,764  
Mark D. Passler

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Please find enclosed for filing:

- Response to Notification of Defective Response
- Copy of Notification of Defective Response

Please charge any deficiencies or credit any overpayments to Deposit Account No. 50-0951.

Respectfully submitted,

Date: 6-9-06

  
Mark D. Passler  
Registration No. 40,764  
Akerman Senterfitt  
222 Lakeview Avenue, Suite 400  
Post Office Box 3188  
West Palm Beach, FL 33402-3188  
Telephone: (561) 653-5000

Docket No. 9526-54

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RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSECERTIFICATE OF TRANSMISSION/MAILING

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Mark D. Passler

Reg No 40,764

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the above-identified application, Applicant has received a Notification of Defective Response for failing to pay additional claim fees. The Notice indicates that extra claim fees in the amount of \$230.00 are required; \$50.00 for 8 total claims over 20 and \$180.00 for multiple dependent claims. Authorization is given to charge \$180.00 for the multiple dependent claim surcharge to Deposit Account No. 50-0951. Applicant notes that the application contains 26 claims. Upon filing the application, the fee for 6 extra claims was paid. Accordingly, no additional claim fees should be necessary. Should the Commissioner disagree, Applicant authorizes any underpayment to be charged to Deposit Account No. 50-0951. Applicant has included a copy of the Notification of Defective Response dated May 17, 2006.

Respectfully submitted,

Date: 6-9-06  
Mark D. Passler

Registration No 40,764

Akerman Senterfitt

222 Lakeview Avenue, Suite 400

Post Office Box 3188

West Palm Beach, FL 33402-3188

Telephone: (561) 653-5000

Docket No. 9526-54

{WP311067,1}



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY DOCKET NO.
10/533,042	Vincenzo Varnale	9526-54
INTERNATIONAL APPLICATION NO		
PCT/EP03/12173		
LA. FILING DATE	PRIORITY DATE	
10/31/2003	10/31/2002	

30448  
AKERMAN SENTERFITT  
P.O. BOX 3188  
WEST PALM BEACH, FL 33402-3188

CONFIRMATION NO. 5918

371 FORMALITIES LETTER



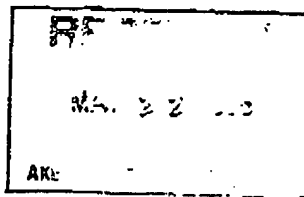
"OC000000018790190"

Date Mailed: 05/17/2006

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 04/28/2005
- Copy of the International Search Report filed on 04/28/2005
- Preliminary Amendments filed on 11/18/2005
- Oath or Declaration filed on 11/18/2005
- U.S. Basic National Fees filed on 04/28/2005
- Priority Documents filed on 04/28/2005
- Power of Attorney filed on 11/18/2005
- Specification filed on 11/18/2005
- Claims filed on 11/18/2005
- Abstracts filed on 11/18/2005
- Drawings filed on 11/18/2005



Applicant's response filed 11/18/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 09/12/2005 have not been completed.

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$230 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$230 for a Small Entity:

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$ 230

- \$50 for 8 total claims over 20.
- \$180 for multiple dependent claim surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO	INTERNATIONAL APPLICATION NO.	ATTY DOCKET NO.
10/533,042	PCT/EP03/12173	9526-54